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October 4, 2023

Via CM/ECF

Hon. José R. Almonte, U.S.M.J.
United States District Court – District of New Jersey
Frank R. Lautenberg U.S. Post Office
& Courthouse Building
2 Federal Square
Newark, NJ 07102

**Re: International Union of Operating Engineers, Local 825 v.
International Longshoremens' Association, et al.
Civil Action No. 2:23-cv-03689-KM-JRA**

Dear Judge Almonte:

We represent plaintiff, International Union of Operating Engineers Local 825. The initial Scheduling Conference in this matter is listed to proceed before Your Honor on October 16, 2023, at 1:30 p.m. We now write on behalf of all parties, to jointly request that this Conference be adjourned. This joint adjournment request is made for the following reasons.


Defendants have filed a motion to dismiss Plaintiff's Amended Complaint pursuant to Rules 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure. Plaintiff has opposed this motion. Defendants' motion is presently returnable on October 16, 2023, i.e., the same day that the initial Scheduling Conference is listed to proceed.

Certainly, it is Plaintiff's position that Defendants' motion should be denied. Nevertheless, in the interest of judicial economy and in the interest of conserving both the Court's and parties' resources, the parties respectfully submit that the initial Scheduling Conference should be adjourned, and rescheduled for a date that follows the Court's resolution of Defendants' motion to dismiss.

We thank the Court for its consideration of this request. If the Court should have any questions or wishes to further discuss this request, the parties will make themselves available at the convenience of the Court.

Respectfully submitted,

DeCotiis, FitzPatrick, Cole & Giblin, LLP

By: 

Alexander Hemsley, III, Esq.

AH/

cc: All counsel of record (via CM/ECF)